THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.36663 of 1998

Date: 31.10.2007

Between:

B.Sathi Raju

.....PETITIONER(S)

a n d

1. The Municipal Commissioner, Mandapeta Municipality, East Godavari District and another

.....RESONDENT(S)

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.36663 of 1998

ORDER:

No representation on both sides.

This writ petition is filed questioning the action of the first respondent Municipality in allowing the second respondent using a Chimney, thereby causing smoke and dust pollution.

No counter is filed by the respondents, though the case is of the year 1998.

Along with the writ petition, petitioner filed WPMP No.45183 of 1998 seeking a direction to the first respondent not to grant any permission to the second respondent to commence the Sweet business by using the Chimney. While admitting the writ petition, a learned Judge by the order dated 31.12.1998 in WPMP No.45183 of 1998 granted a direction to the first respondent to consider the complaint of the petitioner against the second respondent in accordance with the rules within a period of four weeks.

In these circumstances, I dispose of this writ petition by directing the first respondent to consider the complaint of the first petitioner and take appropriate action, in case the business being run by the second respondent is not in accordance with the relevant rules. No order as to costs.

31.10.2007

Cvrk